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TerraForm Power, Inc.

11
12 **UNITED STATES BANKRUPTCY COURT**
13 **NORTHERN DISTRICT OF CALIFORNIA**
14 **SAN FRANCISCO DIVISION**

15 In re:
PG&E CORPORATION; PACIFIC GAS
16 AND ELECTRIC COMPANY,

17 Debtors.

18 PG&E CORPORATION; PACIFIC GAS AND
19 ELECTRIC COMPANY,

20 Plaintiffs,

21 v.

22 FEDERAL ENERGY REGULATORY
23 COMMISSION,

24 Defendant

Case No. 19-30088-DM (Lead Case)

Chapter 11

(Jointly Administered)

**NOTICE OF APPEAL AND
STATEMENT OF ELECTION**

Adv. Proc. No. 19-03003

NOTICE IS HEREBY GIVEN that appellants-intervenors Clearway Energy, Inc., Clearway Energy Group LLC, MC Shiloh IV Holdings LLC, NRG Energy, Inc., and TerraForm Power, Inc. (collectively, the “PPA Counterparties”) appeal to the United States Court of Appeals for the Ninth Circuit under 28 U.S.C. § 158(d)(2)(A) from (i) the *Declaratory Judgment* [Adv. Proc. Docket No. 154] (the “Original Judgment”) and the *Memorandum Decision on Action for Declaratory and Injunctive Relief* [Adv. Proc. Docket No. 153] (the “Decision”), each entered on June 7, 2019 and (ii) the *Amended Declaratory Judgment* [Adv. Pro. No. 155] entered on June 12, 2019 (the “Amended Judgment” and, together with the Original Judgment, the “Judgment”).

As set forth in the *Memorandum Regarding Certification For Direct Appeal to Court of Appeals* [Adv. Proc. Docket No. 156], entered on June 12, 2019, this Court has certified a direct appeal of the Judgment and Decision to the Court of Appeals for the Ninth Circuit. The PPA Counterparties submit that there are bases under 28 U.S.C. § 158(d) for direct certification to the Ninth Circuit. If permission to appeal is denied by the Ninth Circuit, pursuant to 28 U.S.C. § 158(c)(1), the PPA Counterparties elect to have the appeal heard by the District Court rather than by the Bankruptcy Appellate Panel for the Ninth Circuit.

The parties to the Judgment appealed from and the names and addresses of their respective attorneys are as follows:

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Party	Attorney
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[SIGNATURE PAGE FOLLOWS]

1 Dated: June 14, 2019

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13 *Energy, Inc., and TerraForm Power, Inc.*